

FORM PTO-1390
REV. 2/01T

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

CUSTOMER NO. 22,852
ATTORNEY'S DOCKET NUMBER

02814.0077

U.S. APPLICATION NO.
(If known, see 37 CFR 1.55)

10/340122

INTERNATIONAL APPLICATION NO.

INTERNATIONAL FILING DATE

PRIORITY DATE CLAIMED

PCT/IB2003/006502

November 3, 2003

December 20, 2002

TITLE OF INVENTION

OLEFINIC METATHESIS IN THE PRESENCE OF PHENOLIC COMPOUNDS

APPLICANT(S) FOR DO/EO/US

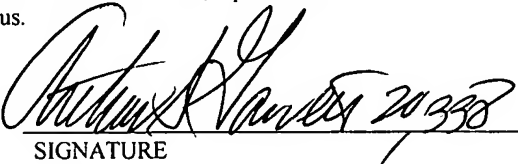
1) Grant Stephen FORMAN; 2) Robert Paul TOOZE

Applicant(s) herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c)(2)).
 - a. ☒ is attached hereto (required only if not communicated by the International Bureau.
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed with the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154 (d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)).
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☒ Annexes (Amended Sheets) of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☒ Information Disclosure Statement under 37 CFR 1.97 and 1.98
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A FIRST preliminary amendment.
14. ☐ A SECOND or SUBSEQUENT preliminary amendment.
15. ☐ A Substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154 (d)(4).
19. ☐ A second copy of the English language translation of the international application 35 U.S.C. 154 (d)(4).
20. ☒ Other items or information:
 - a. ☒ Copy of cover page of International Publication No. **WO 2004/056728 A1**
 - b. ☒ Request for Substitution of Replacement Sheets.
 - c. ☒ Copy of European Patent Office International Search Report

U.S. APPLICATION NO. (If known, see 37CFR 1.5) 10/540122		INTERNATIONAL APPLICATION NO. PCT/IB2003/006502		ATTORNEY'S DOCKET NUMBER 02814.0077	
21. <input checked="" type="checkbox"/> The following fees are submitted:				CALCULATIONS PTO USE ONLY	
BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):				\$300.00	
National Stage Search Fee.....				\$500.00	
National Stage Examination Fee.....				\$200.00	
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$1000.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492 (e)). <input type="checkbox"/> 20 <input type="checkbox"/> 30				\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total Claims	32 - 20 =	12	x \$50.00	\$ 600.00	
Independent Claims	1 - 3 =		x \$200.00	\$	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+\$360.00	\$ 360.00	
Sheets over 100			+\$250.00	\$	
TOTAL OF THE ABOVE CALCULATIONS =				\$1960.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$	
SUBTOTAL =				\$1960.00	
Processing fee of \$130.00 for furnishing the English translation later than months from the earliest priority date (37 CFR 1.492(f)). <input type="checkbox"/> 20 <input type="checkbox"/> 30				\$	
TOTAL NATIONAL FEE =				\$1960.00	
Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.				+	
TOTAL FEES ENCLOSED =				\$1960.00	
				Amount to be refunded:	\$
				charged:	\$
<p>a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>1960.00</u> to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>06-0916</u>. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO:					
Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P.					
901 New York Avenue, N.W.					
Washington, D.C. 20001-4413					
ASG/EFC/FPD/blc					
DATED: June 20, 2005					
				 SIGNATURE Ernest F. Chapman/Reg. No. 25,961 NAME/REGISTRATION NO.	

10/540122

PCT/IB2003/006502

Inventors: Grant Stephen FORMAN et al.

Attorney Docket No. 02814-0077
JC17 Rec'd PCT/PTO 20 JUN 2005

**ANNEXES TO THE
PRELIMINARY EXAMINATION REPORT
(ARTICLE 34 AMENDMENTS)**

MAIL STOP PCT

**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Sir:

REQUEST FOR SUBSTITUTION OF REPLACEMENT SHEETS

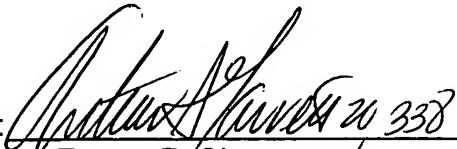
Please substitute attached (1) replacement sheet 36 of the specification containing the Article 34 Amendments for sheet 36 of the specification in the enclosed as-filed PCT application and (2) replacement sheet 38 of the claims containing the Article 34 Amendments for sheet 38 of the claims in the enclosed as-filed PCT application. It is respectfully requested that the claim in the substitute sheet be examined during examination of the patent application. Claims 1-25 are currently pending.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: June 20, 2005

By:


Ernest F. Chapman /
Reg. No. 25,961

EFC/FPD/blc